

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MARK WEBSTER,

Case No. 22-12847

Plaintiff,  
v.

F. Kay Behm  
United States District Judge

MICHIGAN DEPARTMENT OF  
CORRECTIONS, *et al.*,

Elizabeth A. Stafford  
United States Magistrate Judge

Defendants.

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**ORDER ACCEPTING AND ADOPTING MAGISTATE JUDGE'S  
SEPTEMBER 6, 2023 REPORT AND RECOMMENDATION (ECF No. 19)**

Currently before the court is Magistrate Judge Elizabeth A. Stafford's September 6, 2023 Report and Recommendation. (ECF No. 19). Magistrate Judge Stafford recommends granting Defendants' motion to dismiss and *sua sponte* recommends dismissing the entire case. The court is fully advised in the premises and has reviewed the record and the pleadings. Neither party has filed objections. "[T]he failure to object to the magistrate judge's report[] releases the Court from its duty to independently review the matter." *Hall v. Rawal*, 2012 WL 3639070 (E.D. Mich. Aug. 24, 2012) (citing *Thomas v. Arn*, 474 U.S. 140, 149 (1985)). The court nevertheless agrees with the Magistrate Judge's recommended disposition. Therefore, the court **ACCEPTS** and **ADOPTS** the

Magistrate Judge's Report and Recommendation (ECF No. 19), **GRANTS** the motion to dismiss the complaint (ECF No. 13), and **DISMISSES** the complaint with prejudice.

**SO ORDERED.**

Date: October 2, 2023

s/F. Kay Behm

F. Kay Behm

United States District Judge